

The opinion in support of the decision being entered today was not written for publication and is not binding precedent of the Board.

Paper No. 16

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

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Ex parte DIMITRI KANEVSKY and  
WLODEK WLODZIMIERZ ZADROZNY

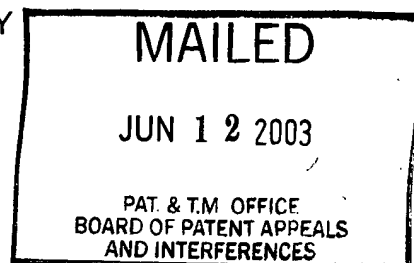
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Appeal No. 2003-1221  
Application 09/239,109<sup>1</sup>

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ORDER REMANDING TO EXAMINER

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An Information Disclosure Statement was filed on April 25, 2003 (Paper No. 15). It is not apparent from the record that the examiner considered the statement submitted nor notified applicants of why their submission did not meet the criteria set forth in 37 CFR §§ 1.97 and 1.98.

**Accordingly, it is**

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<sup>1</sup> Application for patent filed January 27, 1999.

Appeal No. 2003-1221  
Application 09/239,109

**ORDERED** that the application is remanded to the Examiner for such consideration of the Information Disclosure Statement and for such further action as may be appropriate.

It is important that the Board of Patent Appeals and Interferences be informed promptly of any action affecting the status of the appeal (i.e., abandonment, issue, reopening prosecution).

BOARD OF PATENT APPEALS  
AND INTERFERENCES

BY: 

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CRF:sd

Appeal No. 2003-1221  
Application 09/239,109

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